

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

384E0254

HOUSE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **HB 1221** - 02/08/2001

Introduced by: Representatives Wick, Jaspers, Klaudt, McCaulley, Napoli, and Smidt and
Senators Bogue, Diedtrich (Elmer), and Koskan

1 FOR AN ACT ENTITLED, An Act to revise the financial disclosure requirements for lobbyists
2 and employers of lobbyists.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 2-12-11 be amended to read as follows:

5 2-12-11. On or before July first of each year, ~~every~~ each registered lobbyist ~~and every~~
6 ~~employer of a registered lobbyist~~ whose name appears in the directory in that year shall submit
7 to the secretary of state a complete and detailed report of all costs and expenses incurred for the
8 purpose of influencing legislation. However, the personal expenses of the lobbyist spent upon
9 ~~his~~ the lobbyist's own meals, travel, lodging, phone calls, or other necessary personal needs while
10 in attendance at the legislative session need not be reported. If the lobbyist is employed by a
11 political subdivision of this state or an organization that represents political subdivisions of this
12 state, the lobbyist shall separately report the costs and expenses incurred for the purpose of
13 influencing legislation for each political subdivision and organization. The reports shall be
14 personally sworn to by the person making the report in the presence of a notary public. The

1 secretary of state shall prescribe concise and simple forms for reporting costs and expenses for
2 lobbyists and the employers of lobbyists. The completed reports shall be open to public
3 inspection. ~~"Costs" and "expenses" as used in this section do not mean the compensation paid~~
4 ~~by the employer to the lobbyist.~~

5 Section 2. That chapter 2-12 be amended by adding thereto a NEW SECTION to read as
6 follows:

7 On or before July first of each year, each employer of a registered lobbyist whose name
8 appears in the directory in that year shall submit to the secretary of state a complete and detailed
9 report of all costs and expenses incurred for the purpose of influencing legislation. The reports
10 shall be personally sworn to by the person making the report in the presence of a notary public.
11 The secretary of state shall prescribe concise and simple forms for reporting costs and expenses
12 for the employers of lobbyists. Costs and expenses as used in this section do not mean
13 compensation paid by the employer to the lobbyist. However, if the employer is a political
14 subdivision of this state or an organization representing political subdivisions of this state, costs
15 and expenses do include the salary, fees, and other compensation paid by the employer to its own
16 employees to lobby or to a lobbyist. The completed reports shall be open to public inspection.

17 Section 3. That chapter 6-9 be amended by adding thereto a NEW SECTION to read as
18 follows:

19 Each municipality, county, and school district shall separately record costs and expenses for
20 the purpose of influencing legislation in their accounting systems and separately report such costs
21 and expenses on annual reports required to be prepared pursuant to §§ 9-22-21, 7-10-4, and 13-
22 13-37. Such costs and expenses include salary, benefits, per diem, travel, lodging, phone calls,
23 postage, dues, supplies, and registrations.